

**THE CITY OF TORONTO**

**City Clerk's Office**

**Minutes of the Works Committee**

**Meeting 5**

**Thursday, May 26, 2005**

The Works Committee met on Thursday, May 26, 2005, in Committee Room 1, 2nd Floor, City Hall, 100 Queen Street West, Toronto, commencing at 9:35 a.m.

Members Present:

	<u>9:35 a.m.-12:35 p.m.</u>	<u>2:10 p.m.-7:40 p.m.</u>
Councillor Jane Pitfield, Chair	x	x
Deputy Mayor Sandra Bussin, Vice-Chair	x	x
Councillor Bas Balkissoon	x	x
Councillor Glenn De Baeremaeker	x	x
Councillor Mike Del Grande	x	x
Councillor Paula Fletcher	x	x
Councillor Adam Giambrone	x	x
Councillor Michael Thompson	x	x

Also Present:

Councillor Shelley Carroll

Members were present for some or all of the time period indicated.

**Confirmation of Minutes**

On motion by Councillor Balkissoon, the Minutes of the meetings of the Works Committee held on April 21, 2005 and April 27, 2005, were confirmed.

**I. Moment of Silence in Memory of Ben Paskus**

On motion by Councillor Del Grande, the Works Committee rose and observed a moment of silence in memory of Ben Paskus, 11 years of age, who was killed by a garbage truck while cycling in Etobicoke on Wednesday, May 25, 2005.

**II. 2005 African Canadian Achievement Award**

On motion by Councillor De Baeremaeker, the Works Committee congratulated Councillor Michael Thompson on receiving the 2005 African Canadian Achievement Award for Excellence in Politics.

**III. Expression of Appreciation to Chair and Vice-Chair of the Works Committee**

The General Manager, Solid Waste Management Services and the General Manager, Toronto Water, on behalf of the Works Committee, presented Councillor Jane Pitfield, Chair, and Deputy Mayor Sandra Bussin, Vice-Chair, with flowers in appreciation of their hard work in steering the Works Committee through a number of difficult issues over the past eighteen months.

**IV. Introduction of Fareed Amin, Deputy City Manager**

Councillor Jane Pitfield, Chair, introduced and welcomed to the Works Committee Fareed Amin, Deputy City Manager.

**5.1 Citizen Participation Model for Environmental Assessment of a Long-Term Residual Solid Waste Management System**

The Works Committee considered a revised report (May 26, 2005) from the Deputy City Manager and Chief Financial Officer, the City Solicitor and the General Manager, Solid Waste Management Services on the Citizen Participation Model for Environmental Assessment of a Long-Term Residual Solid Waste Management System.

Recommendations:

It is recommended that, in the context of approval in principle by Council of enhanced public participation in Toronto's Environmental Assessment of a long-term residual solid waste management system:

- (1) Council adopt a hybrid citizen participation model that will have the following key features:

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- (a) a Community Environmental Assessment Team will be formed and will participate with staff and project consultants in the development of the Terms of Reference, the consultation plan, and the Environmental Assessment that will be prepared on behalf of the City;
  - (b) budget provision in the range of \$125,000.00-\$150,000.00 for an independent facilitation consultant to assist the Community Environmental Assessment Team;
  - (c) the Community Environmental Assessment Team will have a standing presentation before every regular meeting of the Works Committee to present its views directly to the Works Committee to supplement the reports provided to the Works Committee by the General Manager of Solid Waste Management Services;
  - (d) representatives of the Community Environmental Assessment Team will participate in the selection process for project consultants to the extent allowed by City policies, including procurement, confidentiality and conflict-of interest policies;
  - (e) the Works Committee will act as the steering committee for the Environmental Assessment, including the Terms of Reference; and
  - (f) the General Manager, Solid Waste Management Services, will have authority to proceed with the environmental assessment process in accordance with Works Committee and Council direction;
- (2) the Mandate, attached as Appendix A, which clarifies the role of the Community Environmental Assessment Team and provides direction with respect to its activities, be adopted;
- (3) the criteria for selection of members of the Community Environmental Assessment Team include:
- (a) expertise or past involvement in environmental/scientific/technology issues, Ontario's environmental assessment process, community engagement, public consultation, consensus building, land development, health or education;
  - (b) ability to organize and analyze information, including technical information;
  - (c) commitment to public service and to a high standard of ethics;

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- (d) good interpersonal skills, including the ability to work in a team;
  - (e) excellent listening skills, open-mindedness (no biases with respect to the outcome of the EA process), sound judgement and tact;
  - (f) the ability to work under time pressures; and
  - (g) flexible work schedule.
- (4) the following appointments process be adopted:
- (a) the Community Environmental Assessment Team be appointed through an open nomination process as described in Appendix B, "Community Environmental Assessment Team - Member Selection Process", attached to the report;
  - (b) the Community Environmental Assessment Team Nominating Panel, to be comprised of the present Chair and Vice-Chair and the incoming Chair and Vice-Chair of the Works Committee, submit its recommendations for the membership of the Community Environmental Assessment Team to the September meeting of the Works Committee; and
  - (c) the City Clerk administer the nominating and selection process for the membership of the Community Environmental Assessment Team;
- (5) Community Environmental Assessment Team members enter into individual agreements with the City of Toronto covering such topics as honoraria, treatment of confidential information (such as proprietary information about technologies), conflict of interest and other City policies, in a form satisfactory to the City Solicitor;
- (6) honoraria for each member be set at \$2,500.00 per year and an additional \$2,500.00 be provided to both the Chair and Vice-Chair (for a total of \$5,000.00 each), but if any member (including the Chair and Vice-Chair) has been involved for less than a full year in any year, the honorarium be pro-rated on a monthly basis;
- (7) that the General Manager, Solid Waste Management Services, in consultation with the City Solicitor, report on an annual basis evaluating the operation of the hybrid citizen participation model recommended in this report; and

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- (8) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The following persons appeared before the Works Committee:

- Rod Muir, Waste Diversion Toronto; and
- Karen Buck, Citizens for a Safe Environment, and filed a submission.

Councillor Balkissoon moved that:

- (1) the Treasurer and Acting Director of Purchasing and Materials Management be requested to include in the report on procurement policies, which is being submitted to the June meeting of the Administration Committee, the issue of citizen participation in procurement policies, such that the City is indemnified from all actions by citizens as a result of their participation; and
- (2) the General Manager, Solid Waste Management Services be requested to report directly to Council for its meeting on June 14, 2005, providing more detail with respect to Recommendation (1)(d) on the selection process and how citizens will participate in this process.

Councillor Del Grande moved that Appendix B be amended by adding to the paragraph under the heading "Composition" the words "or any member or employee of any organization that receives funding or contracted employment from the City of Toronto" after the words "including employees of City Agencies, Board and Commissions)".

Councillor Fletcher moved that Appendix B, headed "Community Environment Assessment Team – Member Selection Process", be amended by deleting all the words after the word "individuals" in the paragraph under the heading "Composition", so that the paragraph now reads as follows:

"Composition:

The EA Team will consist of up to 25 individuals."

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The Chair appointed Deputy Mayor Bussin Acting Chair, and vacated the Chair.

Councillor Pitfield moved that City Council adopt the staff recommendations in the Recommendations Section of the revised report (May 26, 2005) from the Deputy City Manager and Chief Financial Officer, the City Solicitor and the General Manager, Solid Waste Management Services.

Councillor Pitfield resumed the Chair.

Upon the question of the adoption of the motion by Councillor Fletcher, **it was carried**.

Councillor Del Grande requested that his opposition to the motion by Councillor Fletcher be noted in the minutes of the meeting.

Upon the question of the adoption of part (1) of the motion by Councillor Balkissoon, **it was lost**.

Upon the question of the adoption of part (2) of the motion by Councillor Balkissoon, **it was lost**.

Councillor Balkissoon requested that a separate vote be taken separately on Recommendation (1)(d) contained in the revised report of the Deputy City Manager and Chief Financial Officer, the City Solicitor and the General Manager, Solid Waste Management Services.

Upon the question of the adoption of Recommendation (1)(d) contained in the revised report of the Deputy City Manager and Chief Financial Officer, the City Solicitor and the General Manager, Solid Waste Management Services, **it was carried**.

Councillor Balkissoon requested that his opposition to Recommendation (1)(d) be noted in the Minutes of this meeting.

Upon the question of the adoption of the motion by Councillor Pitfield, as amended by Councillor Fletcher, **it was carried**.

As a result of the action taken by the Works Committee, the motion by Councillor Del Grande was redundant.

The following is a summary of the action taken by the Works Committee:

“The Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the revised report (May 26, 2005) from the Deputy City Manager and Chief Financial Officer, the City Solicitor and the General Manager, Solid Waste Management Services, subject to amending Appendix B, headed “Community Environment Assessment Team – Member Selection Process”, by deleting all the words after the word “individuals” in the paragraph under the heading “Composition”, so that the paragraph now reads as follows:

‘Composition:

The EA Team will consist of up to 25 individuals’.”

### **Report 6, Clause 1**

#### **5.2 2004 Solid Waste Diversion Rates for City Agencies, Boards, Commissions and Departments and Update Regarding the Solid Waste Diversion Plans Being Implemented by These Organizations**

The Works Committee considered a report (May 16, 2005) from the General Manager, Solid Waste Management Services on the 2004 estimated solid waste diversion rate for each City Agency, Board, Commission and Department and to provide an update regarding the solid waste diversion plans being implemented by these organizations.

#### Recommendations:

It is recommended that:

- (1) effective August 1, 2005, City Agencies, Boards, Commissions and Departments and those School Boards and private schools that receive City solid waste collection be required to track all residual solid waste and recyclables that are generated by their organization on a monthly basis, in a format to be provided by Solid Waste Management Services, and that this information be submitted to Solid Waste Management Services, on a quarterly basis, in order that the annual waste diversion rate for each Agency, Board, Commission and Department can be calculated and reported to Council;

- (2) the requirement for annual waste audits to be completed by City Agencies, Boards, Commissions and Departments, as previously directed by City Council, be discontinued and replaced by the quarterly reporting system recommended in Recommendation (1), and that Solid Waste Management Services be authorized to conduct random waste audits, with the assistance of the City Agency, Board, Commission or Department, in order to verify any residual solid waste and recycling data that has been submitted, and that this data replace any other data for calculating the solid waste diversion rate; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Giambrone, the Works Committee recommended that:

- (a) City Council adopt the staff recommendations in the Recommendations Section of the report (May 16, 2005) from the General Manager, Solid Waste Management Services; and
- (b) all divisions be required to achieve an individual diversion rate of 40 percent by 2006 and 60 percent by 2007, and that the Deputy City Manager, the General Manager, Solid Waste Management Services, and the Chair of the Works Committee (or her delegate) work with the General Managers of each division to ensure that these targets are met.

### **Report 6, Clause 2**

#### **5.3 Environment Days Date Selection Process**

The Works Committee considered a report (May 9, 2005) from the General Manager, Solid Waste Management Services responding to the request of the Works Committee on April 27, 2005, to report on the policy for selecting dates by Members of Council to hold Environment Days.

#### Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Balkissoon, the Works Committee requested the General Manager, Solid Waste Management Services to:



- (1) discuss the issue of Environment Days with all Councillors and to report to the next regular meeting of the Works Committee on June 29, 2005, on an improved process for the selection of dates, including a random draw; and
  
- (2) review the feasibility of changing the Environment Day allotted to Councillor Balkissoon, Ward 41, Scarborough-Rouge River.

(General Manager, Solid Waste Management Services; c. Fareed Amin, Deputy City Manager; Councillor Bas Balkissoon, Ward 41, Scarborough-Rouge River – May 26, 2005)

#### **Report 6, Clause 14(a)**

#### **5.4 2005 Allocation of Funds for the Enhanced Sidewalk, Laneway and Walkway Litter Cleaning Project**

The Works Committee considered a report (May 9, 2005) from the General Manager, Solid Waste Management Services responding to the request in Recommendation (27) in Clause 2 of Report 3 of the Policy and Finance Committee adopted by Council on February 21, 22, 23, 24, 25, 28 and March 1, 2005, to report on the 2005 allocation of funds for the Enhanced Sidewalk, Laneway and Walkway Litter Cleaning project.

#### Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Giambrone, the Works Committee:

- (1) received the report from the General Manager, Solid Waste Management Services; and
  
- (2) requested the General Manager, Solid Waste Management Services, in consultation with the City Solicitor, to report to the next regular meeting of the Works Committee on June 29, 2005, on the feasibility of requiring

property owners to be responsible for litter pick-up on all sidewalks, laneways and walkways adjacent to their property.

(General Manager, Solid Waste Management Services; c. Fareed Amin, Deputy City Manager – May 26, 2005)

### **Report 6, Clause 14(b)**

#### **5.5 Waste Diversion Ontario Programs**

The Works Committee considered a report (May 12, 2005) from the General Manager, Solid Waste Management Services responding to the request of the Works Committee on April 21, 2005, to report on the status of Waste Diversion Ontario programs to support municipal waste diversion.

#### Recommendation:

It is recommended that this report be received for information.

The following persons appeared before the Works Committee:

- Rod Muir, Waste Diversion Toronto;
- Gord Perks, Toronto Environmental Alliance, and filed a submission; and
- Karen Buck, Citizens for a Safe Environment.

On motion by Councillor De Baeremaeker, with amendment by Councillor Pitfield, the Works Committee recommended that:

- (1) the City of Toronto take the position that the manufacturers and/or first importers of electronic and electrical equipment should eventually pay 100 percent of the costs of managing the wastes from their products, including possible costs for door-to-door collection of this equipment; and further that this position be forwarded to the provincial Ministers of the Environment and Energy and Waste Diversion Ontario; and

- (2) the provincial Ministers of the Environment and Energy and Waste Diversion Ontario be requested to expedite the designation of batteries, pharmaceuticals, fluorescent tubes, organics and litter items; and, in the near future, further consider designation of other durable goods, such as furniture and mattresses.

### **Report 6, Clause 3**

#### **5.6 Deposit-Return System for Beverage Containers**

The Works Committee considered a report (May 12, 2005) from the General Manager, Solid Waste Management Services responding to the request of the Works Committee on March 8, 2005, to report on a communication from Councillor Michael Thompson, Ward 37, Scarborough Centre, with respect to deposit-return systems for beverage containers.

#### Recommendation:

It is recommended that this report be received for information.

The following persons appeared before the Works Committee:

- Gord Perks, Toronto Environmental Alliance, and filed a submission; and
- Karen Buck, Citizens for a Safe Environment, and filed a submission.

The Works Committee:

- (i) recommended that the City of Toronto confirm its support for deposit-return systems for beverage containers, especially for wine and spirits containers, and that the Province of Ontario and Waste Diversion Ontario be so advised; and

**(Motion by Councillor De Baeremaeker)**

- (ii) requested the General Manager, Solid Waste Management Services to:
  - (a) submit to the Works Committee an annual status report on:
    - (1) deposit-return systems for beverage containers; and
    - (2) all Provinces with deposit-return systems and the State of New York returnable beverage container program, including any changes in the State of New York Returnable Container Act; and

**(Motion by Councillor Thompson)**

- (b) submit a short report to the Works Committee on the staff time required to prepare a report on how a deposit-return system would work in Toronto.

**(Motion by Councillor Giambrone)**

(General Manager, Solid Waste Management Services; c. Deputy City Manager  
– May 26, 2005)

**Report 6, Clause 4**

**5.7 Outcome of Meeting With Representatives of the Toronto Civic Employees' Union, Local 416 – Recycling Collection Operations in Former York and Etobicoke**

The Works Committee considered a report (May 4, 2005) from the General Manager, Solid Waste Management Services responding to the request of the Works Committee on January 5 and 6, 2005, to report on the outcome of a meeting between the Acting Commissioner of Works and Emergency Services' representative and representatives of the Toronto Civic Employees' Union, Local 416 to develop a plan to "in-source" currently contracted waste and recycling collection operations in the former York and Etobicoke; noting that an agreement was reached that the General Manager, Solid Waste Management Services would report on this matter to the Works Committee no later than its meeting scheduled for November 16, 2005.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Giambrone, the Works Committee deferred consideration of the report from the General Manager, Solid Waste Management Services until its meeting to be held on November 16, 2005.

**Report 6, Clause 14(c)**

**5.8 Report on the Feasibility of Implementing Green Bin Pilot Projects in Parks in 2005**

The Works Committee considered a report (May 16, 2005) from the General Manager, Solid Waste Management Services and General Manager, Parks, Forestry and Recreation, responding to the request of the Works Committee on April 27, 2005, to report on the implementation of Green Bin Pilot Projects in four City Parks for the summer of 2005; noting that Parks, Forestry and Recreation does not have funding in its operating budget for the development and implementation of the Green Bin Pilot Project; suggesting that the program for parks be deferred at this time and that Parks, Forestry and Recreation staff work towards maximizing the diversion of recyclable materials in parks and possibly expanding Green Bin pilots in Parks, Forestry and Recreation facilities as organic processing capacity permits.

Recommendation:

It is recommended that this report be received for information.

The Works Committee:

- (1) recommended to the Policy and Finance Committee that a pilot Green Bin program be implemented in one park per district during the summer of 2006, contingent on sufficient processing capacity being available; and further that the General Manager, Parks, Forestry and Recreation report back to the Works Committee in October 2006 on the results, including the financial implications of the program; and

**(Motion by Councillor Giambrone)**

- (2) requested the General Manager, Parks, Forestry and Recreation to reconsider the issue of placement of Green Bins in City parks in 2005.

**(Motion by Deputy Mayor Bussin)**

(Policy and Finance Committee; General Manager, Solid Waste Management Services; General Manager, Parks, Forestry and Recreation – May 26, 2005)

**Report 6, Clause 14(d)**

**5.9 Contract 04FS-48WP – Tender Call 295-2004 Ashbridges Bay Treatment Plant Digesters 1-8 Refurbishing – Ward 32, Beaches-East York**

The Works Committee considered a report (May 11, 2005) from the Executive Director, Technical Services and the Treasurer on the results of Contract 04FS-48WP, Tender Call 295-2004, Ashbridges Bay Treatment Plant Digesters 1-8 Refurbishing.

Recommendations:

It is recommended that:

- (1) authority be granted to award Contract 04FS-48WP, Tender Call 295-2004, to Bondfield Construction Company Limited in the amount of \$45,237,000.00, including all taxes and charges, for the refurbishing of eight digestion tanks at Ashbridges Bay Treatment Plant, being the lowest bid received; and
- (2) the appropriate City officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Del Grande, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (May 11, 2005) from the Executive Director, Technical Services and the Treasurer.

**Report 6, Clause 9**

**5.10 Humber Treatment Plant – Aeration Tanks 1 to 8 Rehabilitation of Air Diffusion System Engineering Services, RFP 9117-05-7007 (Ward 5 – Etobicoke Lakeshore)**

The Works Committee considered a report (May 13, 2005) from the Executive Director, Technical Services and the Treasurer on the results of Request for Proposal 9117-05-7007 for engineering services for the replacement of an Air Diffusion System and related instrumentation and control system upgrades at the Humber Treatment Plant.

Recommendations:

It is recommended that:

- (1) the Toronto Water 2005 Capital Budget be amended by increasing the total project cost for CWW030-05 from \$491,000.00 to \$1,124,000.00 for the engineering services for the replacement of air diffusion system, and related instrumentation and control system upgrades in the Humber Treatment Plant (HTP), with a 2005 cash flow of \$200,000.00 and future year commitments of \$270,000.00 in 2006, \$450,000.00 in 2007 and \$204,000.00 in 2008 funded from the Wastewater Capital Reserve Fund;
- (2) Totten Sims Hubicki Associates (1997) Limited, being the highest overall scoring proponent meeting the requirements, be retained to provide engineering services for preliminary design, detailed design, general office administration and site engineering services during construction, commissioning and post construction of the Aeration Tanks 1-8 Rehabilitation of the Air Diffusion System at the Humber Treatment Plant, for an estimated cost not to exceed \$1,201,634.18 including all taxes and charges, and including contingencies as follows:
  - (a) for pre-design and detailed design, an amount not to exceed \$266,245.93 including disbursements and GST, and including a contingency allowance of \$50,000.00 including GST, for additional services, if necessary, and authorized by the Executive Director, Technical Services Division;
  - (b) for general office administration and site engineering services during construction, an amount not to exceed \$897,455.79 including disbursements and GST for a construction period of up to 24 months. This amount also includes the following:

- (i) a contingency allowance of \$100,000.00 including GST to cover services beyond a period of 24 months at a rate not to exceed \$3,000.00 per week including disbursements and GST, if necessary and authorized by the Executive Director, Technical Services Division;
  - (ii) a provisional allowance of \$312,000.00 including GST and disbursements to cover Health and Safety Construction Supervisor services for a period of 24 months at a rate not to exceed \$3,000.00 per week including disbursements and GST, if necessary, and authorized by the Executive Director of Technical Services Division; and
  - (c) for post construction services, an amount not to exceed \$37,932.46 including disbursements and GST to cover engineering services during the two-year warranty period of the construction contract, including a contingency allowance of \$5,000.00 including GST, for additional services if necessary and authorized by the Executive Director, Technical Services Division;
- (3) this report be forwarded to the Policy and Finance Committee for its consideration; and
  - (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Balkissoon, the Works Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (May 13, 2005) from the Executive Director, Technical Services and the Treasurer.

(Policy and Finance Committee – May 26, 2005)

#### **Report 6, Clause 14(i)**

### **5.11 Morningside Avenue/Markham By-Pass Extension Individual Project Environmental Assessment Study Report (Ward 42 – Scarborough Rouge River)**

The Works Committee considered a report (May 12, 2005) from the Chief Planner and Executive Director, City Planning and the Acting General Manager, Transportation Services on the findings to date of the Environmental Assessment Study being conducted by York Region for the extension



of the Markham By-Pass southerly from Highway 407 to meet Morningside Avenue in the Morningside Heights Community, and to develop a City Council position on the technically preferred alignment.

Recommendations:

It is recommended that:

- (1) City Council advise York Region that it does not endorse the technically preferred alignment for the extension of Morningside Avenue south of Steeles Avenue East, as developed in the Environmental Assessment Study for transportation improvements in the Markham By-pass Corridor south of Highway 407;
- (2) City Council request York Region to:
  - (a) re-evaluate Alignment C, that being the City's preferred alignment south of Steeles Avenue East, and advise City Council of the implications of either maintaining Steeles Avenue at its approved width of four traffic lanes, or widening Steeles Avenue East to a maximum of six traffic lanes; and
  - (b) conduct additional community consultation with City of Toronto residents following completion of this further evaluation of Alignment C, with notice being provided to the residents in consultation with City staff;
- (3) the General Manager of Transportation Services and the Chief Planner and Executive Director of City Planning, in consultation with the City Solicitor, report back to Works Committee on the legal and financial implications for the City of Toronto should York Region apply for and receive Environmental Assessment approval for the technically preferred alignment; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The following persons appeared before the Works Committee:

- Paul May, Director, Infrastructure Planning and Steve Mota, Program Co-ordinator, EA, Transportation and Works Department, Regional Municipality of York, and filed a copy of their presentation;

- Martin Scott, Project Manager, McCormick Rankin Corporation;
- Rod McPhail, Director, City Planning;
- Lois James, Friends of the Rouge Watershed, and filed a submission on behalf of Jim Robb; and
- Councillor Raymond Cho, Ward 42, Scarborough-Rouge River.

On motion by Councillor Giambrone, the Works Committee recommended that:

(I) City Council adopt the staff recommendations in the Recommendations Section of the report (May 12, 2005) from the Chief Planner and Executive Director, City Planning and the Acting General Manager, Transportation Services, subject to amending:

(A) Recommendation (1) by deleting the words “does not endorse” and replacing them with the words “strongly opposes and formally objects to”;

**(Motion by Councillor De Baeremaeker)**

(B) Recommendation (2)(a) by:

(i) inserting the words “north and south of Steeles Avenue East” after the words “Alignment C”; and

(ii) deleting the words “or widening Steeles Avenue East to a maximum of six traffic lanes”; and

**(Motion by Councillor De Baeremaeker)**

(C) Recommendation (2)(b) by adding the words “and Scarborough Community Council” after the words “City of Toronto residents”,

**(Motion by Councillor Pitfield)**

so that the Recommendations now read as follows:

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“It is recommended that:

- (1) City Council advise York Region that it strongly opposes and formally objects to the technically preferred alignment for the extension of Morningside Avenue south of Steeles Avenue East, as developed in the Environmental Assessment Study for transportation improvements in the Markham By-pass Corridor south of Highway 407;
  - (2) City Council request York Region to:
    - (a) re-evaluate Alignment C north and south of Steeles Avenue East, that being the City’s preferred alignment south of Steeles Avenue East, and advise City Council of the implications of maintaining Steeles Avenue at its approved width of four traffic lanes; and
    - (b) conduct additional community consultation with City of Toronto residents and Scarborough Community Council following completion of this further evaluation of Alignment C, with notice being provided to the residents in consultation with City staff;
  - (3) the Acting General Manager of Transportation Services and the Chief Planner and Executive Director of City Planning, in consultation with the City Solicitor, report back to the Works Committee on the legal and financial implications for the City of Toronto should York Region apply for and receive Environmental Assessment approval for the technically preferred alignment; and
  - (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”;
- (II) the report from the Chief Planner and Executive Director, City Planning and Acting General Manager, Transportation Services be forwarded to Scarborough Community Council for consideration, with a request that the Community Council hold a special evening meeting in October 2005 on this issue; and

**(Motion by Councillor Balkissoon, on behalf of Councillor Cho)**

- (III) the report be forwarded to the Province of Ontario, the Regional Municipality of York, the Town of Markham, the Toronto and Region Conservation Authority, the Rouge Park Alliance, the Friends of the Rouge Watershed, and the Save the Rouge environmental groups.

**(Motion by Councillor Balkissoon, on behalf of Councillor Cho)**

The following motion by Councillor Balkissoon, on behalf of Councillor Cho, was voted on and **did not carry**:

“That the report be forwarded to the Mayor’s Office.”

**Report 6, Clause 5**

**5.12 Installation of Parking Machines at Various “Motorcoach Parking Zones” Delineated in the Downtown Area (Wards 20, 27 and 28)**

The Works Committee held a public meeting on May 26, 2005, in accordance with the Municipal Act, 2001, and notice of the proposed enactment of the draft by-law was posted on the City’s web site for a minimum of four days.

The Works Committee considered a report (May 12, 2005) from the Acting General Manager, Transportation Services respecting the installation of pay-and-display parking machines to control parking by buses in designated “Motorcoach Parking Zones”.

Recommendations:

It is recommended that:

- (1) pay and display parking machines be installed to operate at a rate of \$5.00 per hour at the locations indicated and for the time periods outlined in Appendix A – Installation of Parking Machines, attached to this report; and
- (2) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that might be required.

On motion by Councillor Del Grande, the Works Committee recommended that City Council receive the staff recommendations in the Recommendations Section of the report (May 12, 2005) from the Acting General Manager, Transportation Services.

### **Report 6, Clause 6**

#### **5.13 Review of Parking Regulation Strategies in the Vicinity of Schools (All Wards)**

The Works Committee considered a report (May 6, 2005) from the Acting General Manager, Transportation Services responding to the request of Council on October 26, 27, and 28, 2004 (Clause 19 of Report 8 of Scarborough Community Council) to review current parking policies in the vicinity of schools and examine opportunities to increase the current parking fines in those areas to improve traffic in school zones.

#### Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Thompson, the Works Committee deferred consideration of the report from the Acting General Manager, Transportation Services until the next regular meeting of the Works Committee to be held on June 29, 2005.

(Acting General Manager, Transportation Services – May 26, 2005)

### **Report 6, Clause 14(e)**

#### **5.14 Presentation by Enbridge on Keyhole Coring and Pavement Reinstatement**

The Works Committee considered a communication (May 17, 2005) from Councillor Jane Pitfield, Ward 26, Don Valley West, advising that she has requested Enbridge to give a presentation to the Works Committee on its keyhole coring and pavement reinstatement system.

Rob Fennell, Enbridge Gas Distribution Inc., appeared before the Works Committee, and filed a submission.

The Chair appointed Deputy Mayor Bussin Acting Chair, and vacated the Chair.

On motion by Councillor Pitfield, the Works Committee referred the communication from Councillor Jane Pitfield and the presentation by Rob Fennell

of Enbridge Gas Distribution Inc. to the Acting General Manager, Transportation Services, with a request that he:

- (a) meet with Enbridge Gas Distribution Inc. to discuss how the City can make use of “Keyhole Technology”, and report thereon to the Works Committee, such report to also include a review of the concerns expressed by City staff with respect to this technology; and
- (b) obtain from Enbridge Gas Distribution Inc. a list of locations across the City of Toronto where keyhole cuts are to be made over the next three years of pipe replacement, in an effort to co-ordinate the work with City construction projects.

(Acting General Manager, Transportation Services; Mr. Rob Fennell, Enbridge Gas Distribution Inc.; c. Fareed Amin, Deputy City Manager – May 26, 2005)

**Report 6, Clause 14(f)**

Councillor Pitfield resumed the Chair.

**5.15 Biosolids Management Options Practised by Other Jurisdictions (All Wards)**

The Works Committee considered a report (May 13, 2005) from the General Manager, Toronto Water responding to the request of the Works Committee on March 8, 2005, to provide information regarding trends in the selection of biosolids management options by other jurisdictions in North America and Europe.

Recommendation:

It is recommended that this report be received for information.

Karen Buck, Citizens for a Safe Environment, appeared before the Works Committee, and filed a submission.

On motion by Deputy Mayor Bussin, the Works Committee:

- (1) received the report from the General Manager, Toronto Water; and
- (2) requested the General Manager, Toronto Water and appropriate staff, together with affected Ward Councillors, to investigate biosolid beneficial use successes in various jurisdictions, as outlined in the report on Biosolids Management Options Practised by Other Jurisdictions.

(General Manager, Toronto Water; c. Fareed Amin, Deputy City Manager – May 26, 2005)

#### **Report 6, Clause 14(m)**

#### **5.16 Peer Review of the Biosolids and Residuals Master Plan Decision Making Model (All Wards)**

The Works Committee considered a report (May 13, 2005) from the General Manager, Toronto Water responding to the request of the Works Committee to report on the proposed method for completing a peer review of the Biosolids and Residuals Master Plan decision making model.

#### Recommendations:

It is recommended that:

- (1) authority be granted to the General Manager of Toronto Water to issue a Request for Proposal for the hiring of a facilitator and to engage the services of a panel of experts to undertake a peer review of the decision making model used in the Biosolids and Residuals Master Plan; and

- (2) the findings of the expert panel be reported to Works Committee at the earliest possible opportunity.

The following persons appeared before the Works Committee:

- Karen Buck, Citizens for a Safe Environment, and filed a submission; and
- Michael Rosenberg.

On motion by Councillor Fletcher, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (May 13, 2005) from the General Manager, Toronto Water, subject to amending Recommendation (1) to read as follows:

- “(1) the General Manager, Toronto Water, together with the Medical Officer of Health, develop a Request for Proposal for the hiring of a facilitator and to engage the services of a panel of experts to undertake a peer review of the methodology used for decision-making and the ranking model used in the Biosolids and Residuals Master Plan, and that the terms of reference be presented to the Works Committee; and”.

### **Report 6, Clause 11**

#### **5.17 Beach Postings in 2004 (Wards 6, 13, 14, 20, 30, 32 and 44)**

The Works Committee considered a report (May 16, 2005) from the General Manager, Toronto Water responding to the request of the Works Committee on April 27, 2005, to report on beach postings in 2004, including the patterns of beach postings from three representative beaches.

#### Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Fletcher, the Works Committee:



- (a) requested the General Manager, Toronto Water to provide the Works Committee at its next regular meeting to be held on June 29, 2005, with the tables pertaining to 2004 Beach Postings for Cherry Beach; and
- (b) received the report from the General Manager, Toronto Water.

(General Manager, Toronto Water; c. Fareed Amin, Deputy City Manager – May 26, 2005)

#### **5.18 Settlement of Amounts Owing by the Portuguese Cheese Company Limited on its Account with the City Pursuant to an Industrial Waste Surcharge Agreement**

The Works Committee considered a confidential report (April 27, 2005) from the City Solicitor seeking authority for the City Solicitor to settle the account with the Portuguese Cheese Company Limited on the terms outlined in this report.

On motion by Councillor Thompson, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (April 27, 2005) from the City Solicitor respecting Settlement of Amounts Owing by the Portuguese Cheese Company Limited on its Account with the City Pursuant to an Industrial Waste Surcharge Agreement, which was forwarded to Members of Council under separate cover; and further that, in accordance with the Municipal Act, discussions pertaining thereto be held in camera as the subject matter relates to litigation or potential litigation and solicitor-client privilege.

#### **Report 6, Clause 13**

#### **5.19 Funding to the South Riverdale Environmental Liaison Committee**

The Works Committee considered a report (May 9, 2005) from the Deputy City Manager responding to the request of the Works Committee on March 8, 2005, to report on funding to the South Riverdale Environmental Liaison Committee.

Recommendations:

It is recommended that:

- (1) Support Services discontinue its funding of minute-taking for the South Riverdale Environmental Liaison Committee;
- (2) a letter be issued to the Chairperson of the South Riverdale Environmental Liaison Committee to request that current members share in future funding of a minute-taker by rotating on a yearly basis; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Fletcher, the Works Committee deferred consideration of the report from the Deputy City Manager until its next regular meeting to be held on June 29, 2005.

(Deputy City Manager; Director, Support Services – May 26, 2006)

**Report 6, Clause 14(n)**

**5.20 Early Consultation with Industry on Policy Changes and Other Matters Affecting Manufacturing in Toronto**

The Works Committee considered a communication (May 10, 2005) from Paul H. Scrivener, The Toronto Industry Network (TIN), requesting the opportunity to address the Works Committee on TIN activities, and on the need for early consultation on matters that may affect manufacturing and related activities in Toronto.

Paul H. Scrivener and Marion Axmith, Chair, The Toronto Industry Network, appeared before the Works Committee, and filed a submission.

The Works Committee:

- (a) referred the submission from The Toronto Industry Network to the General Manager, Toronto Water, and other appropriate City staff, for consideration and report to the Works Committee for its meeting on October 19, 2005; and

**(Motion by Councillor Balkissoon)**

- (b) referred the following recommendation, contained in the submission from The Toronto Industry Network, to the Board of Health for consideration:

“We recommend that the Works Committee become more involved in Board of Health initiatives that have a Works mandate.”

**(Motion by Councillor Fletcher)**

(Board of Health; Mr. P.H. Scrivener, The Toronto Industry Network; General Manager, Toronto Water; General Manager, Solid Waste Management Services; Acting General Manager, Transportation Services; Executive Director, Technical Services; Executive Director, Support Services; c. Fareed Amin, Deputy City Manager – May 26, 2005)

**Report 6, Clause 14(p)**

**5.21 2004 and 2005 List of Outstanding Items – Works Committee**

The Works Committee considered a communication (May 17, 2005) from the City Clerk submitting the 2004 and 2005 (to date) lists of outstanding items for the Works Committee.

The following persons appeared before the Works Committee.

- Rod Muir, Waste Diversion Toronto; and
- Michael Rosenberg, and filed a submission.

On motion by Councillor Giambrone, the Works Committee requested the City Clerk, in consultation with the Chair of the Committee, to provide the Works Committee with a monthly action sheet on the Committee's outstanding items.

**Report 6, Clause 14(q)**

**5.22 Contract 05ND-01RD, Tender Call 45-2005 – Road Reconstruction and Sanitary Sewer Replacement on Old Orchard Grove, Sanitary Sewer Replacement on Douglas Avenue and Road Resurfacing on Greer Road, North District**

The Works Committee considered a report (May 17, 2005) from the Executive Director, Technical Services and the Treasurer on the results of Tender Call 45-2005 issued for Road Reconstruction and Sanitary Sewer Replacement on Old Orchard Grove, Sanitary Sewer Replacement on Douglas Avenue and Road Resurfacing on Greer Road.

Recommendations:

It is recommended that:

- (1) funds in the amount of \$644,900.00 be reallocated from the approved 2005 Capital Budget of Toronto Water, Account CWW459 (Engineering YR2005) to Account CWW463 (Sewer Replacement YR2005);
- (2) subject to Recommendation (1), Contract 05ND-01RD, Tender Call 45-2005, for Road Reconstruction and Sanitary Sewer Replacement on Old Orchard Grove, Sanitary Sewer Replacement on Douglas Avenue and Road Resurfacing on Greer Road, be awarded to Co-X-Co Construction Limited, in the amount of \$1,968,917.81, including all taxes and charges, being the lowest bid received, with a cost to the City net of GST of \$1,840,110.11;
- (3) this report be forwarded to the Policy and Finance Committee for consideration; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to effect thereto.

On motion by Councillor Giambrone, the Works Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (May 17, 2005) from the Executive Director, Technical Services and the Treasurer.

(Policy and Finance Committee – May 26, 2005)

**Report 6, Clause 14(j)**

**5.23 Road Work Contract Management (All Wards)**

The Works Committee considered a report (May 18, 2005) from the Executive Director, Technical Services responding to the request of the Works Committee to report on ways to improve road work contract management, specifically timely completion.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Thompson, on behalf of Councillor Balkissoon, the Works Committee deferred consideration of the report from the Executive Director, Technical Services until the next regular meeting of the Works Committee to be held on June 29, 2005, and that the report be listed as the first item of business on the agenda.

**Report 6, Clause 14(k)**

**5.24 Portlands Energy Centre (Ward 30)**

The Works Committee considered the following reports and communications:

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- (i) (May 19, 2005) from the Executive Director, Technical Services responding to the request of the Works Committee on April 27, 2005, to report on a number of issues pertaining to the Portlands Energy Centre.

Recommendation:

It is recommended that this report be received for information;

- (ii) (May 19, 2005) from the Medical Officer of Health responding to the request of the Works Committee on April 27, 2005, to report on air quality issues related to the Portlands Energy Centre.

Recommendation:

It is recommended that this report be received for information;

- (iii) (May 26, 2005) from Rosemary Waterston;
- (iv) (May 26, 2005) from Tara Tovell;
- (v) (May 26, 2005) from Joseph P. Zingrone; and
- (vi) (May 26, 2005) from Robert Bernecky.

The following persons appeared before the Works Committee:

- Paul Young, Health Promoter, South Riverdale Community Health Centre, and filed a submission; and
- Greg Bonser, and filed a submission.

On motion by Councillor Fletcher, the Works Committee recommended that:

- (1) City Council communicate to the Ministers of the Environment and Energy, the Minister of Health and Long-Term Care and the Toronto Waterfront Revitalization Corporation, the health, environmental and energy concerns outlined in the Portlands Energy Centre reports dated May 19, 2005, from the Medical Officer of Health and the Executive Director, Technical Services, in particular, concerns with respect to:

- (a) the loss of co-generation and resultant increase in emissions per unit of energy produced;
  - (b) air and water quality issues (also identified by the Toronto and Region Conservation Authority) including the thermal discharge plume and lake breeze effects;
  - (c) cumulative air quality issues and the anticipated increase in existing ambient air pollutant levels in the local community;
  - (d) the merits of wind power over natural gas-fired energy production at the Portlands Energy Centre and the relative air quality impacts of each; and
  - (e) the loss of solar power in the revised PEC plant design;
- (2) the reports dated May 19, 2005 from the Medical Officer of Health and the Executive Director, Technical Services, be forwarded to:
- (a) the Roundtable on the Environment, and that:
    - (i) appropriate City staff provide an update to the Roundtable on the Environment at its September 2005 meeting on renewable energy, including the status of Recommendations (28) and (30) of the Environmental Plan; and
    - (ii) the Roundtable be requested to provide advice to City Council on how to increase the City's use of renewable energy; and
  - (b) the Board of Health; and
- (3) the General Manager, Toronto Water be requested to consider the potential impacts of introducing an outfall and the thermal plume from the Portlands Energy Centre on water quality of the outer Harbour and Cherry Beach, and report on this matter to the Works Committee.

(Medical Officer of Health; Executive Director, Technical Services; General Manager, Toronto Water; All Interested Parties – May 26, 2005)

**Report 6, Clause 10**

**5.25 Appointment to the Toronto Pedestrian Committee from Feet on the Street**

The Works Committee considered a communication (May 19, 2005) from the Toronto Pedestrian Committee advising that the Committee on May 11, 2005, recommended to the Works Committee that City Council appoint Joan Doiron as the representative for Feet on the Street on the Toronto Pedestrian Committee.

On motion by Councillor Giambrone, the Works Committee recommended that City Council adopt the recommendation of the Toronto Pedestrian Committee contained in the communication (May 19, 2005) from the Committee.

**Report 6, Clause 7**

**5.26 Contract 05FS-46WS, Tender Call 53-2005 – R.L. Clark Filtration Plant – Construction of the Residue Management Facilities (Ward 6, Etobicoke-Lakeshore)**

The Works Committee considered a report (May 20, 2005) from the Executive Director, Technical Services and the Treasurer on the results of Contract 05FS-46WS, Tender Call 53-2005 issued for the Construction of the Residue Management Facilities at the R. L. Clark Filtration Plant.

Recommendations:

It is recommended that:



- (1) Contract 05FS-46WS, Tender Call 53-2005, for the construction of the Residue Management Facilities at the R.L. Clark Filtration Plant be awarded to Bondfield Construction Company Limited in the amount of \$35,596,300.00, including all taxes and charges, being the lowest bid received.
- (2) subject to approval of Recommendation (1), authority be granted to amend Contract No. 47008795 for professional services with MacViro Consultants Inc. for the provision of general office administration and site supervision services during construction by an additional amount of \$236,925.00, inclusive of GST, for a revised total of \$1,398,683.18, inclusive of GST;
- (3) this report be forwarded to the Policy and Finance Committee and City Council for consideration; and
- (4) the appropriate officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Giambrone, the Works Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (May 20, 2005) from the Executive Director, Technical Services and the Treasurer.

(Policy and Finance Committee – May 26, 2005)

#### **Report 6, Clause 14(l)**

#### **5.27 Completion Contract – Contract 04SD-133TU, Tender 219-2004 – Various Grind and Paving Locations, South District (Wards 14, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31 and 32)**

The Works Committee considered a confidential report (May 19, 2005) from the Acting General Manager, Transportation Services and the Treasurer on Completion Contract 04SD-133TU, Tender 219-2004, Various Grind and Paving Locations, South District.

On motion by Councillor Giambrone, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (May 19, 2005) from the Acting General Manager, Transportation Services and the Treasurer respecting Completion of Contract – Contract 04SD-133TU, Tender 219-2004 – Various Grind and Paving Locations,

South District, which was forwarded to Members of Council under separate cover; and further that, in accordance with the Municipal Act, discussions pertaining thereto be held in camera as the subject matter relates to litigation or potential litigation.

### **Report 6, Clause 8**

#### **5.28 Contract 05TM-01TP, Tender Call 80-2005 – Maintenance and Operation of Electrical Traffic Control and Related Devices within the City of Toronto for the Period February 1, 2006 to January 31, 2009 (All Wards)**

The Works Committee considered a report (May 19, 2005) from the Acting General Manager, Transportation Services and the Treasurer on the results of Contract 05TM-01TP, Tender Call 80-2005 issued for the maintenance and operation of electrical traffic control and related devices under the jurisdiction of the City of Toronto.

#### Recommendation:

It is recommended that Contract 05TM-01TP, Tender Call 80-2005 for the maintenance and operation of electrical traffic control and related devices within the City of Toronto for the period February 1, 2006 to January 31, 2009, be awarded to Stacey Electric Company Limited in the amount of \$38,143,137.39, including all taxes and charges, being the lowest bid received.

On motion by Councillor Thompson, the Works Committee awarded the contract as recommended in the staff recommendations in the Recommendations Section of the report (May 19, 2005) from the Acting General Manager, Transportation Services and the Treasurer, in accordance with Section 195-15 of the Toronto Municipal Code, Purchasing.

(Acting General Manager, Transportation Services; Treasurer; c. Fareed Amin, Deputy City Manager – May 26, 2005)

### **(Report 6, Clause 14(g))**

#### **5.29 Bicycle Friendly Campuses Project**

The Works Committee considered a communication (May 18, 2005) from the Toronto Cycling Committee advising that the Committee on May 16, 2005, considered a communication (May 9,

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2005) from the Director, Transportation Planning, City Planning, indicating that Environment Canada, ECO Action and Community Funding Program, has approved a grant of \$24,000.00 for the Bicycle Friendly Campuses Project; and recommending that the Works Committee be requested to endorse this project.

On motion by Councillor Thompson, the Works Committee:

- (1) endorsed the Bicycle Friendly Campuses Project; and
- (2) requested the Toronto Cycling Committee to include high schools as part of this Project, with particular consideration being given to the following schools in Scarborough:
  - (a) Sir Winston Churchill;
  - (b) Wexford Collegiate; and
  - (c) Thomson Collegiate.

(Toronto Cycling Committee; c. Councillor Michael Thompson, Ward 37, Scarborough Centre; Fareed Amin, Deputy City Manager – May 26, 2005)

**Report 6, Clause 14(h)**

Councillor Thompson moved that, in accordance with the Municipal Act, the Works Committee meet privately to receive an update on the Toronto Water Investigation, in that the subject matter pertains to litigation or potential litigation and labour relations.

The Works Committee recessed at 7:25 p.m. to meet in camera.

Members Present:

Councillor Jane Pitfield  
Councillor Glenn De Baeremaeker  
Councillor Mike Del Grande  
Councillor Paula Fletcher  
Councillor Adam Giambrone  
Councillor Michael Thompson

The Works Committee adjourned its private meeting at 7:39 p.m., and immediately reconvened in public session with the foregoing members in attendance.

**5.30 Status Report on the Toronto Water Investigation**

The Works Committee received a verbal confidential update from the General Manager, Toronto Water on the Toronto Water Investigation.

**Report 6, Clause 14(o)**

The Works Committee adjourned its meeting at 7:40 p.m.

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Chair